

FOIA Report of Non-Sensitive Compliance Monitoring and Enforcement Data

Report run on: September 17, 2013 - 4:18 PM

Version 5.0

User Selection Criteria

| | | | |
|-------------------------------|---------------------------------------|-------------------------------|-------------|
| Location: | New Jersey, all activities | Activity Location: | None Chosen |
| Handler ID: | NJD986645984 | Group of IDs: | None Chosen |
| Handler Name: | | | |
| Handler Universe: | All Facilities Regardless of Universe | | |
| Determined Date Range: | From: 10/01/1980 To: 09/17/2013 | | |
| Location County Code: | None Chosen | Evaluation Type: | |
| Location City: | | Focus Area: | |
| Location Zip Code: | | Violation Type: | |
| State District: | None Chosen | Display Code Descrip.: | Yes |
| Sort Order: | Region, State, Handler Name | Display Universes: | Yes |

Results

Data meeting the criteria you selected follows.

Total Pages: 8 Total Handlers: 1

Report Description

This report presents available information from the Resource Conservation and Recovery Act Information System (RCRAInfo) about compliance evaluations, violations, and enforcement actions meeting the criteria supplied by the user. Evaluations showing no violations indicate that no violations were determined. Violation without enforcement actions does not always mean no enforcement action will be issued. In order to avoid releasing enforcement sensitive information to the public the following information is not shown on the report: pending civil / judicial referrals, criminal actions and referrals, and State to EPA referrals; all other enforcement actions are released.

Report Information

Name: cme_foia.rdf
Developed by: EPA Headquarters, Office of Enforcement and Compliance Assurance
Deployed: June 2006
Last Updated: May 2012
Contact: rcrainfo.help@epa.gov
Tables Used: cmecomp3, ccitation3, hreport_univ5, lu_citation, lu_state, hid_groups
Libraries: none

FOIA Report of Non-Sensitive Compliance Monitoring and Enforcement Data

Report run on: September 17, 2013 - 4:18 PM

PHILLIPS 66 CO - BAYWAY REFINERY

County Name / Code: UNION / NJ039

NJD986645984

REGION 02

Location: 1400 PARK AVE, LINDEN, NJ 07036

Mailing: 1400 PARK AVE, LINDEN, NJ 07036

| Activity Location: | NJ | State District: | CENTRAL | Accessibility: | Non-Notifier: | Extract Flag: | Y | Active Site: | Y |
|--------------------|-------|--------------------|---------|-------------------------|---------------|-----------------------|---|---------------------------|------|
| Generator: | LOG | Transporter: | N | Operating TSDF: | ----- | IC In Place: | N | El Indicator (HE / GW)/ N | ---- |
| Short-Term Gen: | N | Transfer Facility: | N | Offsite Receiver: | N | HSM: | N | Subpart K: | ---- |
| Full Enforcement: | ----- | Converter: | ----- | State Unaddressed SNC: | N | EPA Unaddressed SNC: | N | | |
| CA W/Id: | N | State TSDF: | ----- | State Addressed SNC: | N | EPA Addressed SNC: | N | | |
| Active State Gen: | N | | | State SNC w/Comp Sched: | N | EPA SNC w/Comp Sched: | N | | |

Violation: Activity Location: NJ Type: 262.B

Scheduled Compliance Date: 05/05/2004

Actual Compliance Date: 05/05/2004

Determined by Agency: State

Responsible Agency: State

Sequence Number: 3

CDI Evaluation 05/05/2004

Citizen Complaint: NO

Activity Location: NJ

By: State

Sampling: NO

Identifier: 001

Person: COSCC

Branch: C

Found Violation: YES

Focus Area:

Enforcement: Activity Location: NJ

Docket:

Type: 210

Agency: State

Action Date: 12/06/2004

Responsible Person: COSCC

Identifier: 001

Branch: C

Penalty Information: Proposed: \$5,000

Disposition Status:

Collected:

Appeal Initiated:

Total Final:

Appeal Resolved:

Enforcement: Activity Location: NJ

Docket:

Type: 120

Agency: State

Action Date: 05/05/2004

Responsible Person: COSCC

Identifier: 001

Branch: C

CA Component: N

Disposition Status:

Appeal Initiated:

Appeal Resolved:

Violation: Activity Location: NJ Type: 262.A

Scheduled Compliance Date: 08/21/1997

Actual Compliance Date: 11/06/1997

Determined by Agency: State

Responsible Agency: State

Sequence Number: 1

CDI Evaluation 11/06/1997

Citizen Complaint: NO

Activity Location: NJ

By: State

Sampling: NO

Identifier: 000

Person: NJPK

Branch: C

Found Violation: YES

Focus Area:

CDI Evaluation 08/21/1997

Citizen Complaint: NO

Activity Location: NJ

By: State

Sampling: NO

Identifier: 000

Person: NJPK

Branch: C

Found Violation: YES

Focus Area:

Enforcement: Activity Location: NJ

Docket:

Type: 310

Agency: State

Action Date: 04/15/1998

Responsible Person: NJPK

Identifier: 000

Branch: C

Penalty Information: Proposed:

Final Monetary: \$13,750

Collected: \$13,750

Appeal Initiated:

Total Final: \$13,750

Appeal Resolved:

Enforcement: Activity Location: NJ

Docket:

Type: 210

Agency: State

Action Date: 11/18/1997

Responsible Person: NJPK

Identifier: 000

Branch: C

Penalty Information: Proposed: \$30,000

Final Monetary: \$13,750

Collected: \$13,750

Appeal Initiated:

Total Final: \$13,750

Appeal Resolved:

Enforcement: Activity Location: NJ

Docket:

Type: 120

Agency: State

Action Date: 08/21/1997

Responsible Person: NJPK

Identifier: 000

Branch: C

CA Component: N

Disposition Status:

Appeal Initiated:

Appeal Resolved:

* Note: Penalty amount may not reflect all violations cited.

FOIA Report of Non-Sensitive Compliance Monitoring and Enforcement Data

Report run on: September 17, 2013 - 4:18 PM

PHILLIPS 66 CO - BAYWAY REFINERY, NJD986645984, LINDEN, NJ, continued -

| | | | | | | | |
|-----------------------|---------------------------------------|-----------------------------------|------------------------------------|-----------------------------|-------------------------|---------------------------|----------------------|
| Violation: | Activity Location: NJ | Type: 262.B | Determined Date: 08/21/1997 | Determined by Agency: State | RTC Qualifier: OBSERVED | Responsible Agency: State | Sequence Number: 2 |
| | Scheduled Compliance Date: 08/21/1997 | | Actual Compliance Date: 11/06/1997 | | | | |
| CDI Evaluation | 11/06/1997 | Activity Location: NJ | By: State | Identifier: 000 | Person: NJPK | Branch: C | Found Violation: YES |
| | Citizen Complaint: NO | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| CDI Evaluation | 08/21/1997 | Activity Location: NJ | By: State | Identifier: 000 | Person: NJPK | Branch: C | Found Violation: YES |
| | Citizen Complaint: NO | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| Enforcement: | Activity Location: NJ | Type: 310 | Action Date: 04/15/1998 | Identifier: 000 | | | |
| | Docket: | Agency: State | Responsible Person: NJPK | Branch: C | | | |
| | Penalty Information: | Penalty Information Printed Above | | | | | |
| | CA Component: N | Disposition Status: | Appeal Initiated: | Appeal Resolved: | | | |
| | Enforcement: Activity Location: NJ | Type: 210 | Action Date: 11/18/1997 | Identifier: 000 | | | |
| | Docket: | Agency: State | Responsible Person: NJPK | Branch: C | | | |
| | Penalty Information: | Penalty Information Printed Above | | | | | |
| | CA Component: N | Disposition Status: | Appeal Initiated: | Appeal Resolved: | | | |
| | Enforcement: Activity Location: NJ | Type: 120 | Action Date: 08/21/1997 | Identifier: 000 | | | |
| | Docket: | Agency: State | Responsible Person: NJPK | Branch: C | | | |
| | CA Component: N | Disposition Status: | Appeal Initiated: | Appeal Resolved: | | | |

Evaluations With No Violations:

| | | | | | | | |
|-----------------------|-----------------------|----------------------------|--------------|--------------------|----------------------|-------------|---------------------|
| CAV Evaluation | 05/22/2012 | Activity Location: NJ | By: State | Identifier: 001 | Person: COSCC | Branch: | Found Violation: NO |
| | Citizen Complaint: NO | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: 05/22/2012 | | Focus Area: |
| CDI Evaluation | 05/22/2012 | Activity Location: NJ | By: State | Identifier: 002 | Person: COSCC | Branch: | Found Violation: NO |
| | Citizen Complaint: NO | Multimedia Inspection: YES | Sampling: NO | Not Subtitle C: NO | Day Zero: 05/22/2012 | | Focus Area: |
| CDI Evaluation | 08/30/2011 | Activity Location: NJ | By: State | Identifier: 001 | Person: COJBR | Branch: C | Found Violation: NO |
| | Citizen Complaint: NO | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: 08/30/2011 | | Focus Area: |
| CEI Evaluation | 03/09/2011 | Activity Location: NJ | By: State | Identifier: 001 | Person: COJBR | Branch: C | Found Violation: NO |
| | Citizen Complaint: NO | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: 03/09/2011 | | Focus Area: |
| CEI Evaluation | 09/01/2010 | Activity Location: NJ | By: EPA | Identifier: 001 | Person: R2OSK | Branch: RCB | Found Violation: U |
| | Citizen Complaint: NO | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: 09/01/2010 | | Focus Area: |
| CEI Evaluation | 12/12/2008 | Activity Location: NJ | By: State | Identifier: 001 | Person: COMLE | Branch: C | Found Violation: NO |
| | Citizen Complaint: NO | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: 12/12/2008 | | Focus Area: |
| CEI Evaluation | 10/19/2005 | Activity Location: NJ | By: State | Identifier: 001 | Person: COMLE | Branch: C | Found Violation: NO |
| | Citizen Complaint: NO | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| CEI Evaluation | 06/07/2005 | Activity Location: NJ | By: State | Identifier: 001 | Person: COCOT | Branch: C | Found Violation: NO |
| | Citizen Complaint: NO | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |

* Note: Penalty amount may not reflect all violations cited.

FOIA Report of Non-Sensitive Compliance Monitoring and Enforcement Data

Report run on: September 17, 2013 - 4:18 PM

PHILLIPS 66 CO - BAYWAY REFINERY, NJD986645984, LINDEN, NJ, continued -

| | | | | | | | |
|-----------------------|------------|---------------------------|--------------|--------------------|---------------|-------------|----------------------|
| CSE Evaluation | 05/06/2004 | Activity Location: NJ | By: State | Identifier: 001 | Person: COSCC | Branch: C | Found Violation: NO |
| Citizen Complaint: NO | | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| CEI Evaluation | 04/03/2002 | Activity Location: NJ | By: State | Identifier: 001 | Person: COJBR | Branch: C | Found Violation: NO |
| Citizen Complaint: NO | | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| CEI Evaluation | 03/12/2002 | Activity Location: NJ | By: EPA | Identifier: 001 | Person: R2TM | Branch: RCB | Found Violation: NO |
| Citizen Complaint: NO | | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| CEI Evaluation | 08/02/2000 | Activity Location: NJ | By: EPA | Identifier: 000 | Person: R2TM | Branch: RCB | Found Violation: NO |
| Citizen Complaint: NO | | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| CEI Evaluation | 09/20/1999 | Activity Location: NJ | By: State | Identifier: 000 | Person: NJPT | Branch: C | Found Violation: NO |
| Citizen Complaint: NO | | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| CEI Evaluation | 09/15/1998 | Activity Location: NJ | By: State | Identifier: 000 | Person: NJBR | Branch: C | Found Violation: NO |
| Citizen Complaint: NO | | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| CEI Evaluation | 08/26/1998 | Activity Location: NJ | By: EPA | Identifier: 000 | Person: R2TM | Branch: RCB | Found Violation: NO |
| Citizen Complaint: NO | | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| SNN Evaluation | 11/06/1997 | Activity Location: NJ | By: State | Identifier: CV3 | Person: | Branch: | Found Violation: NO |
| Citizen Complaint: NO | | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| SNN Evaluation | 08/23/1997 | Activity Location: NJ | By: State | Identifier: 000 | Person: NJPK | Branch: C | Found Violation: NO |
| Citizen Complaint: NO | | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| SNY Evaluation | 08/22/1997 | Activity Location: NJ | By: State | Identifier: 000 | Person: NJPK | Branch: C | Found Violation: N/A |
| Citizen Complaint: NO | | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| SNY Evaluation | 08/21/1997 | Activity Location: NJ | By: State | Identifier: CNV | Person: | Branch: | Found Violation: N/A |
| Citizen Complaint: NO | | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| CEI Evaluation | 06/25/1996 | Activity Location: NJ | By: State | Identifier: 000 | Person: NJUD | Branch: M | Found Violation: NO |
| Citizen Complaint: NO | | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| FRR Evaluation | 04/18/1996 | Activity Location: NJ | By: State | Identifier: 000 | Person: NJGB | Branch: C | Found Violation: NO |
| Citizen Complaint: NO | | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| CEI Evaluation | 01/18/1996 | Activity Location: NJ | By: EPA | Identifier: 000 | Person: R2 | Branch: RCB | Found Violation: NO |
| Citizen Complaint: NO | | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| FRR Evaluation | 10/12/1995 | Activity Location: NJ | By: State | Identifier: 000 | Person: NJGB | Branch: C | Found Violation: NO |
| Citizen Complaint: NO | | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| CEI Evaluation | 06/09/1995 | Activity Location: NJ | By: State | Identifier: 000 | Person: NJMS | Branch: M | Found Violation: NO |
| Citizen Complaint: NO | | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |

* Note: Penalty amount may not reflect all violations cited.

FOIA Report of Non-Sensitive Compliance Monitoring and Enforcement Data

Report run on: September 17, 2013 - 4:18 PM

PHILLIPS 66 CO - BAYWAY REFINERY, NJD986645984, LINDEN, NJ, continued -

| | | | | | | | |
|-----------------------|------------|---------------------------|--------------|--------------------|---------------|------------|---------------------|
| CEI Evaluation | 06/30/1994 | Activity Location: NJ | By: State | Identifier: 000 | Person: NJTB | Branch: M | Found Violation: U |
| Citizen Complaint: NO | | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |
| CEI Evaluation | 06/18/1993 | Activity Location: NJ | By: State | Identifier: 000 | Person: R2DEP | Branch: NJ | Found Violation: NO |
| Citizen Complaint: NO | | Multimedia Inspection: NO | Sampling: NO | Not Subtitle C: NO | Day Zero: | | Focus Area: |

Total Number of Handlers: 1

Total Number of Activity Locations: 1

* End of Report *

* Note: Penalty amount may not reflect all violations cited.

FOIA Report of Non-Sensitive Compliance Monitoring and Enforcement Data

Report run on: September 17, 2013 - 4:18 PM

Description of codes used on the report:

| Universes | Description of Universes |
|---------------------------|---|
| Generator | Indicates that the facility is a Large Quantity Generator (LQG), Small Quantity Generator (SQG), Conditionally Exempt Small Quantity Generator (CEG), or not a generator (N). |
| Transporter | Indicates that the facility Transports waste subject to RCRA regulations. ('Y' indicates that the facility is in this universe). |
| Operating TSDF | Indicates that the facility is a Treatment, Storage or Disposal facility subject to any type of enforcement. It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment) |
| IC in Place | Indicates that the facility has Institutional Controls in place. ('Y' indicates that the facility is in this universe). |
| EI Indicator (HE / GW) | Indicates that the facility has controls in place for Environmental Indicators. HE - Human Exposures ('+' indicates the exposure exists and is under control; '-' indicates the exposure exists and is not under control; 'N' indicates the exposure does not exist) GW - Groundwater Release ('+' indicates the exposure exists and is under control; '-' indicates the exposure exists and is not under control; 'N' indicates the exposure does not exist) |
| Short-Term Gen | Indicates that the facility is a short term or one time event generator and not generating from ongoing processes. |
| Transfer Facility | Indicates that the facility transfers hazardous waste. |
| Offsite Receiver | Indicates that the facility, whether public or private, currently accepts hazardous waste from another site (site identified by a different EPA ID). |
| HSM | Indicates that the facility manages hazardous secondary material(s) (e.g. spent material, by-product or sludge) that when discarded, would be identified as hazardous waste. |
| Subpart K | Indicates that the facility has opted into the subpart K laboratory rule. It then specifies the type of facility (C - College or University; H - Teaching Hospital; N - Non-profit Research Institute; W - withdrawal from the rule) |
| Full Enforcement | Indicates that the facility is a Treatment, Storage or Disposal facility which is part of the Full Enforcement universe. It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment) |
| CA Workload | Indicates that the facility is part of the Corrective Action Workload universe. ('Y' indicates that the facility is in this universe). |
| Active State Gen | Indicates that the facility is an Active State Generator. ('Y' indicates that the facility is in this universe). |
| Converter | Indicates that the facility is a Converter Treatment, Storage or Disposal facility. It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment) |
| State TSDF | Indicates that the facility is a State Treatment, Storage or Disposal facility. It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment) |
| State Unaddressed SNC | Indicates that the facility is a State Unaddressed Significant Non-Complier. ('Y' indicates that the facility is in this universe). |
| State Addressed SNC | Indicates that the facility is a State Addressed Significant Non-Complier. ('Y' indicates that the facility is in this universe). |
| State SNC w/ Compl. Sched | Indicates that the facility is a State Significant Non-Complier with a Compliance Schedule. ('Y' indicates that the facility is in this universe). |
| EPA Unaddressed SNC | Indicates that the facility is an EPA Unaddressed Significant Non-Complier. ('Y' indicates that the facility is in this universe). |
| EPA Addressed SNC | Indicates that the facility is an EPA Addressed Significant Non-Complier. ('Y' indicates that the facility is in this universe). |
| EPA SNC w/ Compl. Sched | Indicates that the facility is a EPA Significant Non-Complier with a Compliance Schedule. ('Y' indicates that the facility is in this universe). |

* Note: Penalty amount may not reflect all violations cited.

FOIA Report of Non-Sensitive Compliance Monitoring and Enforcement Data

Report run on: September 17, 2013 - 4:18 PM

Description of codes used on the report:

| ACCESSIBILITY - indicates the reason why the handler is not accessible for normal RCRA tracking and processing (previously called Bankrupt Indicator): | |
|--|---|
| Code | Description |
| B | indicates that the handler has filed for bankruptcy and bankruptcy litigation is in process. |
| C | indicates that all RCRA responsibilities for permitting/closure, corrective action, and compliance monitoring and enforcement at the facility have been formally transferred to the CERCLA program or state equivalent. |
| F | indicates that all responsible parties (owners/operators) for the handler have fled the country or are otherwise not available for prosecution. |
| L | indicates that the handler's case is tied up in litigation to the extent that further progress in achieving RCRA compliance through normal enforcement is not possible. |

| NON-NOTIFIER - indicates that the handler has been identified through a source other than Notification and is suspected of conducting RCRA-regulated activities without proper authority: | |
|---|--|
| Code | Description |
| E | indicates that the handler was initially a non-notifier, subsequently determined to be exempt from requirements to notify. |
| O | indicates that the handler is a former non-notifier. |
| X | indicates that the handler is a non-notifier. |

| Violation Type | Description |
|----------------|-----------------------|
| 262.A | GENERATORS - GENERAL |
| 262.B | GENERATORS - MANIFEST |

| Evaluation Type | Type Description |
|-----------------|--|
| CAV | COMPLIANCE ASSISTANCE VISIT |
| CDI | CASE DEVELOPMENT INSPECTION |
| CEI | COMPLIANCE EVALUATION INSPECTION ON-SITE |
| CSE | COMPLIANCE SCHEDULE EVALUATION |
| FRR | FINANCIAL RECORD REVIEW |
| SNN | NOT A SIGNIFICANT NON-COMPLIER |
| SNY | SIGNIFICANT NON-COMPLIER |

* Note: Penalty amount may not reflect all violations cited.

FOIA Report of Non-Sensitive Compliance Monitoring and Enforcement Data

Report run on: September 17, 2013 - 4:18 PM

Description of codes used on the report:

| Enforcement Type | Enforcement Description |
|------------------|--------------------------------|
| 120 | WRITTEN INFORMAL |
| 210 | INITIAL 3008(A) COMPLIANCE |
| 310 | FINAL 3008(A) COMPLIANCE ORDER |

* Note: Penalty amount may not reflect all violations cited.